

ENVIRONMENTAL PROTECTION AGENCY

[FRL-6576-6]

Notice of Prevention of Significant Deterioration (PSD) Final Determination for Knauf Fiberglass, GmbH, Shasta Lake, CA**AGENCY:** Environmental Protection Agency.**ACTION:** Notice of final action.

SUMMARY: The purpose of this notice is to announce that, on March 14, 2000, the Environmental Protection Agency (EPA) Environmental Appeals Board (Board) dismissed all petitions for review of a permit issued for the Knauf Fiberglass, GmbH, by the Shasta County Air Quality Management District (District) pursuant to the Prevention of Significant Deterioration of Air Quality (PSD) regulations under 40 CFR 52.21.

DATES: The effective date for the Board's decision is March 14, 2000.

FOR FURTHER INFORMATION CONTACT:

Duong Nguyen, Permits Office, Air Division, U.S. EPA Region IX, 75 Hawthorne Street, San Francisco, CA 94105, (415) 744-1142.

SUPPLEMENTARY INFORMATION: On August 17, 1999, the District issued a revised Authority to Construct (ATC) to Knauf Fiberglass for the construction of a new fiberglass manufacturing facility in Shasta Lake, CA. The revised ATC was issued after the Board remanded the original permit to the District following the first round of petitions to include a revised Best Available Control Technology (BACT) analysis and environmental justice (EJ) documentation provided by EPA, Region 9. The revised ATC, issued on August 17, 1999, also constituted a final PSD Permit under 40 CFR 52.21 and the terms of the District's delegation of authority from the U.S. EPA under 40 CFR 52.21(u). Subsequent to the issuance of the revised ATC, the Board received 65 petitions for review from citizens, citizen groups, and another fiberglass manufacturer. On March 14, 2000, the Board denied review of all 65 petitions for the following reasons: (1) Many of the petitions failed to meet the Board's requirement that issues be raised with specificity; (2) most of the miscellaneous issues raised in the petitions are outside the scope of review for this post-remand appeal; (3) the supplemental BACT analysis and revised BACT determination provide ample support for the District's final decisions on BACT and the revised permit conditions on PM10 emissions; (4) the petitioners failed to contradict

Region 9's EJ analysis showing that the proposed facility's will not have disproportionately high or adverse human health or environmental effects on a minority or low-income population; and (5) the new National Emission Standards for Hazardous Air Pollutants (NESHAP) requirement applicable to the fiberglass manufacturing industry was appropriately cross-referenced in the revised permit. (See *In re: Knauf Fiberglass, GmbH*, PSD Appeal Nos. 99-8 through 99-72.)

Pursuant to 40 CFR 124.19(f)(2), for purposes of judicial review, final Agency action occurs when a final PSD permit is issued and Agency review procedures are exhausted. This notice, being published today in the FR, constitutes notice of the final Agency action denying review of the PSD permit. If available, judicial review of these determinations under section 307(b)(1) of the CAA may be sought only by the filing of a petition for review in the United States Court of Appeals for the appropriate circuit within 60 days from the date on which this determination is published in the FR. Under section 307(b)(2) of this Act, this determination shall not be subject to later judicial review in any civil or criminal proceedings for enforcement.

Dated: March 30, 2000.

David P. Howekamp,

Director, Air Division, Region IX.

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ENVIRONMENTAL PROTECTION AGENCY

[OPP-00653; FRL-6552-7]

Solutions by Design; Transfer of Data**AGENCY:** Environmental Protection Agency (EPA).**ACTION:** Notice.

SUMMARY: This notice announces that pesticide related information submitted to EPA's Office of Pesticide Programs (OPP) pursuant to the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and the Federal Food, Drug, and Cosmetic Act (FFDCA), including information that may have been claimed as Confidential Business Information (CBI) by the submitter, will be transferred to Solutions by Design in accordance with 40 CFR 2.307(h)(3) and 2.308(i)(2). Solutions by Design has been awarded multiple contracts to perform work for OPP, and access to this information will enable Solutions by Design to fulfill the obligations of the contract.

DATES: Solutions by Design will be given access to this information on or before April 17, 2000.

FOR FURTHER INFORMATION CONTACT: By mail: Erik R. Johnson, FIFRA Security Officer, Information Resources and Services Division (7502C), Office of Pesticide Programs, Environmental Protection Agency, 1200 Pennsylvania Ave., NW., Washington, DC 20460; telephone number: 703-305-7248; e-mail address: johnson.erik@epa.gov.

SUPPLEMENTARY INFORMATION:**I. General Information***A. Does This Action Apply to Me?*

This action applies to the public in general. As such, the Agency has not attempted to describe all the specific entities that may be affected by this action. If you have any questions regarding the applicability of this action to a particular entity, consult the person listed under **FOR FURTHER INFORMATION CONTACT**.

B. How Can I Get Additional Information, Including Copies of this Document and Other Related Documents?

You may obtain electronic copies of this document, and certain other related documents that might be available electronically, from the EPA Internet Home Page at <http://www.epa.gov/>. To access this document, on the Home Page select "Laws and Regulations" and then look up the entry for this document under the "Federal Register--Environmental Documents." You can also go directly to the **Federal Register** listings at <http://www.epa.gov/fedrgstr/>.

II. Contractor Requirements

Under contract number, 68-W9-9011 the contractor will perform the following: Deal with the analysis, design, development, installation and maintenance of OPP applications developed in Lotus Notes and their interconnectivity to other applications developed in Oracle. The Project Officer or his/her designee, after a written determination by the appropriate program office, may disclose FIFRA CBI to the contractor necessary to carry out work required under this contract.

The contract involves no subcontractors.

OPP has determined that the contract described in this document involves work that is being conducted in connection with FIFRA, in that pesticide chemicals will be the subject of certain evaluations to be made under this contract. These evaluations may be used in subsequent regulatory decisions under FIFRA.